

10/525652

Rec'd PCT/PTO 25 FEB 2005

PATENT APPLICATION
Q-86431

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Heinz FOCKE (deceased) et al

PCT/EP2003/009206

Filed: August 20, 2003

Appln. No. NOT YET KNOWN

Confirmation No. NOT YET KNOWN

Filed: February 25, 2005

For: CIGARETTE PACKAGING

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO/SB/08 A & B (modified) and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the documents cited in the German Search Report is submitted herewith. Copies of the references cited in the International Search Report (U.S. '785; EP '364; US '542; EP '661; US '770 and DE '196) have been submitted with the International Search Report by the International Bureau.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action

10/525652

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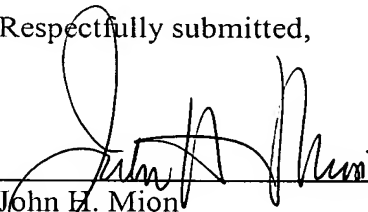
INFORMATION DISCLOSURE STATEMENT
PCT/EP2003/009206, filed August 20, 2003

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 CFR §1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a counterpart German Search Report citing such documents, together with an English-language version of that portion of the Search Report indicating the degree of relevance found by the German Patent Office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,



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Substitute for form 1449 A & B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Application Number		PCT/EP2003/009206
				Confirmation Number		NOT YET KNOWN
				Filing Date		February 25, 2005
				First Named Inventor		Heinz FOCKE (deceased)
				Art Unit		NOT YET KNOWN
				Examiner Name		NOT YET KNOWN
				Attorney Docket Number		Q-86431
Sheet	1	of	1			

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		5,826,785		10/27/1988	Bruno BELVEDERI et al
		2,929,542		3/22/1960	William F. O'Gorman
		5,845,770		12/8/1998	Anthony G. JAMES et al

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
		EP	1 174 364	A1	1/23/2002	IMP TOBACCO LTD.	
		EP	1 140 661	A1	10/10/2001	FOCKE & CO.	
		DE	199 38 196	A1	2/22/2001	FOCKE & CO.	
		DE	43 33 462	A1	4/6/1995	FOCKE & CO.	
		DE	196 43 411	A1	4/23/1998	FOCKE & CO.	
		DE	91 12 727	U1	1/30/1992	JULIUS GLATZ GMBH	
		DE	905 054	A1	3/31/1999	FOCKE & CO.	
		EP	882 658	A1	12/9/1998	G.D. SOCIETA PER AZIONI	
		WO	02 28744	A1	4/11/2002	G.D. S.P.A.	
		WO	02 28745	A1	4/11/2002	G.D. S.P.A.	

OTHER ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is indicate here if English language Translation is attached.